

July 6, 2009

CALL TO ORDER

A Council worksession of the City of Saint Marys was called to order by Mayor Sally Geyer on Monday, July 6, 2009 at 7:00 p.m. The meeting was held in the Council Room of City Hall, 11 LaFayette Street. Notice of the meeting was sent to Council on July 2, 2009, posted at City Hall, and published in the Daily Press.

ROLL CALL

Present: Mayor Sally Geyer, Dennis Nero, Thomas Farley, Richard Gabler, Jr., Richard Dornisch, Sean Gabler, City Manager David Greene, and City Solicitor Mark Jacob

Absent: Steven Skok (excused)

VISITORS

Visitors included: Fred Haas, Tina Gradizzi, Dan Hepner, Jim Groll, Anita Groll, Warren Stewart, Steve Michuck, Yvonne Michuck, Jim Piccirillo, and R. Bills

APPROVAL OF MINUTES
June 15, 2009

A motion was made by Richard Dornisch to approve the minutes of June 15, 2009, seconded by Sean Gabler, and all were in favor.

REPORT ON EXECUTIVE
SESSION

Mayor Geyer stated an Executive Session was held prior to this meeting regarding personnel and real estate matters. No decisions were made.

CITIZEN COMMENTS

There were no citizen comments on agenda topics.

LEGISLATIVE ACTION
Chamber of Commerce

Manager Greene read a letter from the St. Marys Chamber of Commerce. They are in the process of planning their 8th Annual "Wing Fling", which will be held on Friday, September 11, 2009.

The Chamber requested Council to waive the Open Container Law during the hours of the event, which is approximately 5:00 p.m. until 10:00 p.m. and will be held on Market Street, the Municipal Parking Lot between Market Street and S. St. Marys St. (next to Gunners) and the sidewalks along this perimeter. They are planning to set-up tents in the parking lot on Thursday evening. The remainder of the set-up will take place on Friday beginning at 1:00 p.m. at which time they are requesting Market Street be closed to through traffic.

First Motion

A motion was made by Richard Dornisch to grant the Chamber's request to close Market Street and to waive the "Open Container" Law. The motion was seconded by Sean Gabler with the following comment:

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Mr. Gabler stated the motion needs to include the wording that we will only waive the "Open Container" Law for the Municipal Parking Lot on Market Street and the area between Market Street and So. St. Marys Street. We are not granting a blanket waiver across the City.

Amended Motion

Richard Dornisch amended his motion to include that the waiving of the "Open Container" Law be granted in the area where the "Wing Fling" event will take place. The amended motion was seconded by Sean Gabler and all were in favor.

Award of Bid
Teaberry Road Bridge

The following two bids for the Teaberry Road Bridge were opened during a public meeting held on Thursday, June 18, 2009 at 2:00 p.m. at City Hall:

US Bridge, Cambridge, OH..... \$34,745.
LB Water Service, Selinsgrove, PA...\$51,463.

Mike Mullaney, Public Works Director, recommended that the bid be awarded to the low bidder, U.S. Bridge of Cambridge, Ohio, for the total bid price of \$34,745.00.

Dennis Nero made a motion to award the bid to US Bridge, Cambridge, OH. The motion was seconded by Richard Gabler.

Dennis Nero asked if the City received anything from DEP as to the status of the permit? The Manager responded not as of yet. Mr. Nero also questioned approximately what date the permit was submitted? Mr. Greene stated the City had to open the bids before an application could be submitted.

Richard Dornisch asked if there is anything in the specs listing the starting time? The Manager explained the City crew will be doing the actual bridge work. U.S. Bridge will fabricate the bridge and bring it to the site.

Motion Passed

All were in favor to award the bid to U.S. Bridge.

Consider for Adoption
Resolution No. 09-18
re: Section 108 Loan
Application

Resolution No. 09-18 was presented approving and authorizing the submission of an application for a Section 108 Loan Guarantee in the amount of \$1,800,000.

Manager Greene explained that in order for the City to get an exact answer from DCED and HUD, (State and Federal agencies) we need to get our loan application to both Harrisburg and Washington

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D.C. We are asking them questions on an application that has not been submitted. Mr. Greene asked Council to approve Resolution No. 09-18 in the amount of \$1,800,000. and submit the application to HUD and DCED. He noted passing the resolution does not obligate the City. This only gives the City an opportunity to send the application to HUD and DCED, let them review it, so the Depot Street and Parking Garage Project can be discussed.

Solicitor Jacob

Solicitor Jacob stated the concern of the City residents is that the City does not pledge any tax dollars for the project. Mr. Jacob suggested that the following language be added to the resolution to make it clear:

- At the end of the last "Whereas" paragraph, change the period to a semi-colon and add the word "and" then a new paragraph to read:

"WHEREAS, the City of St. Marys desires to request said funds without encumbering or pledging its General Fund monies nor its full faith and credit of its taxing authority."

- Then at the end of the sentence that starts out NOW THEREFORE, delete the period and add the following:

"with the strict stipulation that said application and any grant of a loan as a result thereof, shall not encumber or pledge any General Fund monies nor the full faith and credit of the City's taxing authority."

Richard Gabler made a motion to adopt Resolution No. 09-18 approving and authorizing the submission of an application for a Section 108 Loan Guarantee with the wording Solicitor Jacob has suggested. The motion was seconded by Thomas Farley.

Dennis Nero added that this is just an application and that we are not approving the loan.

Motion Passed

All were in favor to adopt Resolution No. 09-18.

Solicitor Jacob will take care of the additional wording in Resolution No. 09-18.

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**Notice of intent to
Award bids regarding
the Parking Garage
General Contract**

Manager Greene stated the bids for the Parking Garage were opened and tabulated by Thomas Harley, Architect. For the Parking Garage General Construct, the following seven contractors bid on the project (Base Bid A and Alternate 1-A Deduct).

Bob Cummins Construction Company

Base \$7,878,904 Alternate Deduct \$1,123,695

J.C. Orr & Son, Inc.

Base \$6,199,962. Alternate Deduct \$1,094,000.

G. M. McCrossin, Inc.

Base \$6,851,000. Alternate Deduct \$1,000,000.

Leonard S. Fiore, Inc

Base \$5,889,000. Alternate Deduct \$1,068,000.

Hallstrom Construction, Inc.

Base \$6,944,551. Alternate Deduct \$1,170,980.

CPS Construction Group, Inc.

Base \$7,458,800. Alternate Deduct \$1,400,000.

Capri Contracting, LLC

Base \$6,528,000. Alternate Deduct \$990,000.

The low bidder for the General Construction was Leonard S. Fiore, Inc., Altoona, for \$4,821,000. for the three story garage with 322 stalls.

Electrical Contract

The Manager stated for the Electrical Construction, the City received the following five bids:

Dave Kronenwetter Electric

Base \$339,282. Alternate Deduct \$40,808.

ELCO Electrical Company, Inc.

Base \$323,350. Alternate Deduct \$32,000.

TSI Tech Services, Inc.

Base \$388,614. Alternate Deduct \$52,348.

Bonder Technical Services, Inc.

Base \$426,000. Alternate Deduct \$48,000.

Hallstrom-Clark Electric, Inc.

Base \$434,356. Alternate Deduct \$43,324.

The low bidder for the Electrical Construction was ELCO Electrical Company, Ridgway in the amount of \$291,350.

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Mechanical Contract
(Plumbing)

The Manager explained that the Mechanical Construction (plumbing) had to be re-bid because the City only received one bid the first time it was bid. The following six bids were received:

SSM Industries

Base \$339,800. Alternate Deduct \$18,000.

Shipley Brothers

Base \$238,700. Alternate Deduct N/A

Joseph C. Hazel

Base \$342,957. Alternate Deduct -

S.P. McCarl & Co.

Base \$378,000. Alternate Deduct \$17,000.

Overdorf Mechanicals

Base \$303,000. Alternate Deduct \$18,200.

W.G. Tomko, Inc.

Base \$328,500. Alternate Deduct \$18,000.

The low bidder for the Mechanical Construction was Overdorf Mechanicals, DuBois, in the amount of \$284,850.

Manager Greene requested that Council approve the "Notice of Intent to Award". This notice allows the low bidder to prepare their bonds and insurance. He noted that before we can award the bids, all their forms must be in order and it also allows the City a chance to look at their credentials. Mr. Greene stated if everything is in order, Council will be asked to award the bids in August.

Thomas Farley made a motion to approve the "Letter of Intent to Award" to Leonard S. Fiore for the General Contract for the construction of the St. Marys Parking Garage in the amount of \$4,821,000. The motion was seconded by Richard Gabler.

Sean Gabler stated he would like to discuss the decking being used in the parking garage. He had a conversation with a resident, who he considers to be an expert in this field. He told Mr. Gabler there is about \$110,000. to \$120,000. difference between the metal decking and the post tension decking (which will be used in the garage). The resident said both are very similar in quality and felt the extra \$110,000./\$120,000. is being spent for no reason.

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The Manager noted he discussed the different decking with the engineer, who designed the structural portion of the parking deck, and was told the post tension design will last longer with less maintenance required.

Sean Gabler stated he wanted the parking garage to be like a "local stimulus package" with as many local workers involved as possible working on the garage. It was his understanding that Leonard S. Fiore, Inc. of Altoona, does not have any local contractors on his staff.

Manager Greene stated he did call Fiore today, and was informed that they will be hiring about 15 to 20 local workers.

Dennis Nero asked if the "Intent to Award" will give the City time to acquire references? The Manager responded yes. Mr. Nero was concerned about one of the contractors.

Motion Passed

All were in favor to send the "Notice of Intent to Award" to Leonard S. Fiore, Inc. for the General Contract.

Sean Gabler made a motion to approve the "Notice of Intent to Award" for the Mechanical Contract to Overdorf Mechanicals of DuBois, seconded by Dennis Nero, and all were in favor.

Richard Gabler made a motion to approve the "Notice of Intent to Award" for the Electrical Contract to ELCO Electric Company, Inc. of Ridgway, seconded by Thomas Farley, and all were in favor.

TOPIC FOR DISCUSSION
Boards, Authorities,
Commissions

Mayor Geyer requested that Council discuss the Boards, Authorities, and Commissions regarding the quantity of members on the boards. She noted some boards have 8, 6, 5, or 3 members. In her opinion, she feels the smaller the organization or the number of people, the less opinions they have and could accomplish things more quickly. The Mayor wondered if when some of the terms expire, could the number of members be reduced.

The Manager noted some of the boards are governed by the Municipal Authorities Act.

COUNCIL COMMENTS

Dennis Nero questioned the Manager if PennDOT ever did a study on the East & West Arch Streets and the S. St. Marys Street intersection.

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Manager responded a document was received for Arch Street. PennDOT is researching the possibility of re-signaling the traffic light by having an advance green on the side toward the ballfield. Mr. Greene stated he has not heard anything about Vine Street.

Dennis Nero stated he was informed by the Police Chief that the police are sitting at this location and are enforcing the red light more thoroughly. During this past week, the police have issued seven citations.

Mr. Nero noted years ago, PennDOT was requested to do traffic changes to the downtown area and wondered what the status was. The Manager noted the City did agree to Plan B for the diamond area less the Chestnut/State Street portion. The Plan was prioritized by the Elk County Planning Commission as number two. The plan was sent to North Central to be placed on their 12-year Plan in 2006. The preliminary design would cost \$250,000., final design would cost \$250,000., and the actual construction cost would be \$3,000,000. to \$4,000,000. The Manager felt all the money allotted is now going to the Johnsonburg By-Pass.

Dennis Nero asked the status of the Fire Ordinance? Solicitor Jacob stated he has nothing new to report on the ordinance at this time.

Mayor Geyer asked for an update on the Bruxelles So. Michael Street Intersection and the railroad tracks. The Manager stated a meeting will be held on Wednesday with Senator Joe Scarnati regarding the Bruxelles Street intersection. The City received a letter from the Pennsylvania Utility Commission noting the railroad tracks will be replaced and that PennDOT needs to prepare a plan to detour traffic.

Mayor Geyer also questioned the status of Environmental Drive. The Manager responded the City is waiting for signs which will take about another two weeks. As soon as the signs are in place the road can be opened up.

ANNOUNCEMENT

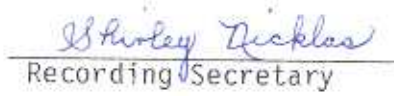
Mayor Geyer made the following announcement:
- Next Council meeting will be held on Monday, July 20, 2009 at 7:00 p.m.

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ADJOURNMENT

Sean Gabler made a motion to adjourn the meeting.


Mayor
Recording Secretary